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16 SHANE D. MOSLEY, SR.

17 UNITED STATES DISTRICT COURT
18 FOR THE NORTHERN DISTRICT OF CALIFORNIA
19 SAN FRANCISCO DIVISION

20 SHANE D. MOSLEY, SR.,

21 *Plaintiff,*

22 vs.

23 VICTOR CONTE,

24 *Defendant.*

25) 08-Civ-1777 (JSW)

26) NOTICE OF MOTION

27) Date: December 26, 2008

28) Time: 9:00 a.m.

) Courtroom: 2, 17th Floor

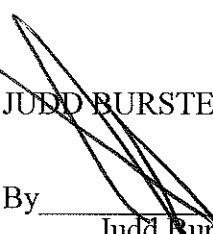
) Hon. Jeffrey S. White

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that upon the annexed: (a) Declaration of Judd Burstein, Esq., dated September 2, 2008, and the annexed exhibits, and (b) Plaintiff's Memorandum of Points and Authorities, dated September 2, 2008, Plaintiff will move this Court, before the Honorable Jeffrey S. White, U.S.D.J., in the United States Courthouse, Northern District of California, 450 Golden Gate Avenue, San Francisco, California, 94102, on December 26, 2008, at 9:00 o'clock in the forenoon: (i) pursuant to 18 U.S.C. § 1927, for sanctions against Defendant Victor Conte's counsel; together with (ii) such other and further relief as this Court deems just and proper.

Dated: New York, New York
September 3, 2008

JUDD BURSTEIN, P.C.

By 
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